

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 617
Committee Substitute Favorable 5/11/09

Short Title: Limit Outside Work for DENR/Local Staff.

(Public)

Sponsors:

Referred to:

March 17, 2009

A BILL TO BE ENTITLED

AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS
EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN
LOCAL HEALTH DEPARTMENTS.

The General Assembly of North Carolina enacts:

SECTION 1. Article 11 of Chapter 130A of the General Statutes is amended by
adding a new section to read:

"§ 130A-339.1. Employment limitations to avoid conflict of interest.

(a) Persons employed by the State or a local health department, or any person under contract with the State or a local health department, to act as an authorized agent of the Department to enforce rules of the Commission or a local health department regarding wastewater sites or wastewater systems shall be subject to employment limitations as provided in this section. Such persons shall not evaluate, consult, provide service maintenance, or perform any other work activity for any wastewater site or any wastewater system regulated by the Department under rules adopted by the Commission or a local board of health unless such activity is performed in the course of their employment by, or their contractual relationship with, the State, a local health department, or a joint agency established under G.S. 130A-343.1.

(b) The limitations under subsection (a) of this section apply to evaluating, consulting, providing service maintenance, and any other work activity performed as any of the following:

- (1) A soil scientist licensed under Chapter 89F of the General Statutes evaluating any land proposed for any subsurface water system.
- (2) A water pollution control system operator certified under Article 3 of Chapter 90A of the General Statutes.
- (3) An on-site wastewater contractor or inspector certified under Article 5 of Chapter 90A of the General Statutes.
- (4) A professional engineer licensed under Chapter 89C of the General Statutes."

SECTION 2. This act is effective when it becomes law and applies to acts that occur on or after that date.

